

The York County Board of Commissioners met according to law on June 2, 2009 at 9:35 a.m. as per notice in the York News Times on May 28, 2009, with Augustus M. Brown Jr. presiding, with Eugene Bergen, Steve Neujahr, Kurt Bulgrin, and Pat Bredenkamp. Also present was Melanie Wilkinson, correspondent for the York News Times.

The agenda of the meeting was posted on the bulletin board in the County Clerk’s office and a copy of the agenda was made available to each Commissioner.

Brown announced that the Open Meetings Law was posted on the outside of the door and copies were available in the back of the board room.

The Board met with Elected Officials and Department heads prior to the regular meeting. No action was taken.

Moved by Bulgrin, seconded by Bergen to approve the minutes of the May 19, 2009 Board of Commissioners meeting; roll call: yeas, Bulgrin, Bergen, Neujahr, Bredenkamp and Brown; nays, none; motion carried.

Moved by Neujahr, seconded by Bredenkamp to adopt the agenda of the York County Board of Commissioners for June 2, 2009; roll call: yeas, Neujahr, Bredenkamp, Bergen, Bulgrin and Brown; nays, none; motion carried.

The Board reviewed the following General Assistance cases:

Moved by Bergen, seconded by Neujahr to approve Case #09-12 for medication payable to Pamida Pharmacy for \$26.58; roll call: yeas, Bergen, Neujahr, Bulgrin, Bredenkamp and Brown; nays, none; motion carried.

Moved by Neujahr, seconded by Bergen to approve Case #09-13 payable to Greg Clark (landlord) for rent in the amount of \$380.000; roll call: yeas, Neujahr, Bergen, Bulgrin, Bredenkamp and Brown; nays, none; motion carried.

Moved by Bredenkamp, seconded by Bulgrin to approve Case #09-18 for utilities payable to NPPD in the amount of \$114.00; roll call: yeas, Bredenkamp, Bulgrin, Bergen, Neujahr and Brown; nays, none; motion carried.

Moved by Bulgrin, seconded by Bredenkamp to approve Case #09-19 for utilities payable to Black Hills Energy in the amount of \$315.00; roll call: yeas, Bulgrin, Bredenkamp, Bergen, Neujahr and Brown; nays, none; motion carried.

Moved by Neujahr, seconded by Bergen to approve Case #09-20 payable to First Choice Property Management for rent in the amount of \$380.00; roll call: Neujahr, Bergen, Bredenkamp, Bulgrin and Brown; nays, none; motion carried.

Moved by Bredenkamp, seconded by Bulgrin to approve Case #09-21 payable to City of York for a utility bill in the amount of 484.72; roll call: yeas, Bredenkamp, Bulgrin, Bergen, Neujahr and Brown; nays, none; motion carried.

Chairman Brown reviewed the payroll and vendor claims with the Board.

Moved by Bergen, seconded by Neujahr to approve payroll in the amount of \$115,765.40 and vendor claims as presented and to direct the County Treasurer to transfer money from the specifically designated county funds to the Imprest Account fund; roll call: yeas, Bergen, Neujahr, Bredenkamp, Bulgrin and Brown; nays, none; motion carried.

**Legend**

General - Gen  
Road - Rd

<u>Fund</u>	<u>Name</u>	<u>Description</u>	<u>Total</u>
Gen, Rd	Alltel	Telephone Service	184.52
Stop	Applied Concepts, Inc.	Equipment	1,990.00
Rd	Aurora Cooperative Elevator Co.	Fuel	14,175.00
Gen	Automated Systems	Data Proc Equip	981.98
Visitors Prom	Avery Outdoor	Advertising	240.00
Aging	Wanda Belfiore	Meals	14.91
Gen, Rd	Black Hills Energy	Heating Fuels	419.29
Gen	Blue Knight Security, Inc.	Security Contract	960.00
Gen	Business Telecommunication Systems	Office Equip	3,668.00
Aging	Lori Byers	Reimbursement	159.01
Rd	Car Parts	Repair Parts	181.36
Gen, Rd, Stop	City of York	Water/Equipment	5,723.32
Gen	Clerk of the Supreme Court	Court Costs	294.00
Gen, Rd	Constellation NewEnergy Gas Div	Heating Fuels	1,005.39
Gen	Continental Research Corp	Janitorial Supplies	854.22
Rd	Cornhusker Cleaning Systems Inc.	Grease	416.70
Gen	Gregory C. Damman	Attorney Fees	112.50
Gen	Charles Davis	Mileage	61.60
Gen	Dell Marketing L.P.	Office Equip	962.65
Gen, Visitors Prom	Eakes Office Plus	Office Supplies	2,269.43
Rd	Farm Plan	Repair Parts	894.05
Rd	Fastenal Industrial & Const Supply	Repair Parts	54.96
Gen	Fillman Law Offices	Attorney Fees	1,111.50
Visitors Prom	First Bankcard	Postage/Lodging	200.56
Gen	Galls	Supplies	6.45
Gen	Great Plains Pest Management, Inc.	Building Maintenance	50.00

Gen	Hasler Financial Services, LLC	Office Equip	3,192.00
Gen	Cynthia D Heine	Mileage/Meals	173.32
Gen	Hometown Leasing	Equip Rental	362.00
Gen	UNL IS Communications Center	Internet	12.95
Gen	Jackson Services Inc.	Building Maintenance	42.50
Rd	JEO Consulting Group, Inc.	Engineering	6,240.00
Rd	Johnson Sand & Gravel Co, Inc.	Gravel	2,794.90
Rd	Kerford Limestone Company	Rock	2,362.38
Gen	Eileen Krumbach	Mileage	88.00
Visitors Prom	The Lamar Companies	Advertising	460.00
Gen	Lancaster County Youth Services Ctr	Juvenile Care Costs	1,357.00
Gen	LaRue Distributing, Inc.	Supplies	35.98
Gen	Lawson Products, Inc.	Supplies	213.43
Rd	Lyle Signs, Inc.	Signs	440.00
Visitors Prom	Magic Media, Inc.	Advertising	430.00
Gen	Malouf & Associates	Janitorial Supplies	667.01
Rd	Mead Lumber & Rental - York	Repair Parts	2.97
Gen	Microfilm Imaging Systems, Inc.	Data Proc Equip	194.25
Rd	Midwest Service & Sales	Barricades	462.30
Gen	Monroe The Calculator Company	Office Equip	283.74
State Inst	Ne Health and Human Services	April 2009	270.00
Gen	Ne Public Power District	Electricity	2,576.93
Rd	Ne Truck & Equipment Co., Inc.	Repair Parts	130.98
Rd	Ne-Iowa Industrial Fasteners Corp	Repair Parts	36.07
Rd	Nebraskaland Glass	Repair Parts/Labor	356.50
Rd, Cnty Bldg	NMC Exchange LLC	Building Maintenance	15,459.09
Gen	North Office Supply	Office Supplies	97.62
Gen	O'Keefe Elevator Company, Inc.	Maintenance Agreement	354.53
Rd	O'Reilly Auto Parts	Repair Parts	64.54
Rd	Orscheln Farm and Home	Supplies	69.00
Rd	Overland Sand & Gravel Company	Gravel	781.28
Aging	Pamida Stores Operation Co LLC	Supplies	11.88
Rd	Penner's Tire & Auto, Inc.	Tire Repair	104.44
Gen, Rd, Visitors Prom	Perennial Public Power District	Electricity	272.04
Rd	Petersen Enterprises	Repair Parts	63.75
Gen	Platte County Sheriff Dept	Court Costs	15.50
Rd	Power Plan	Repair Parts	112.31
Gen	Quality Hotel & Convention Center	Lodging	221.72
Visitors Prom	R.S. Enterprises	Advertising	310.00
Rd	Rasmussen Auto Parts	Repair Parts	45.74
Cnty Bldg	Rasmussen Mechanical Services, Inc.	Building Maintenance	3,268.33
Rd	Rockmount Research & Alloys, Inc.	Repair Parts	531.28
Visitors Prom	Bob Sautter	Mileage	113.30
Gen	Brenda Scavo	Mileage	49.72
Gen	Kevin Schlender	Attorney Fees	9,630.00
Gen	Stephanie Stanley	Mileage	49.50
Gen	State of Ne Das Central Finance	Equip Rental	448.00
Gen	State of Ne/Dist #3 Probation Office	Expenditures	3,841.74
Gen	Bruce Stephens	Attorney Fees	97.50
Gen	Kelly M Thomas	Attorney Fees	368.50
Sheriff	Time Warner Cable	Subscription	138.66
Rd	Lorayne R Ulmer	Reimbursement	27.50
Gen	Wal-Mart Stores, Inc.	Office Supplies	25.85
Gen	Walgreens	Appraiser Supplies	402.52
Gen	West Payment Center	Supplies	69.15
Gen	Windstream Communications	Telephone Service	128.79
Gen	Wingate Inn-Kearney	Lodging	69.95
Gen	JS Wurm & Associates	Court Costs	409.15
Gen	York County Attorneys Office	Reimbursement	113.40
Gen	York County Court	Court Costs	512.75
Gen	York County Treasurer	Postage	4.00
Rd	York Electronics	Shop Supplies	27.98
Rd	York Equipment, Inc.	Repair Parts	424.34
Gen	York News-Times	Publishing	162.50
Gen	York Printing Company, LLC	Office Supplies	47.90
Gen, Rd	Zee Medical Service	Safety Equip	259.48

Robert Bryant, Pat Swantek, Jerry Hubbard and Jerome Smith spoke with the Board regarding the sale of the Rotary Camp which is owned by the County. Numerous issues were discussed and past history was reviewed. The Board will again look into the matter of selling the property.

A budgeted interfund transfer is necessary at this time to pay pending claims specific to the Courthouse Fund.

Moved by Bulgrin, seconded by Bergen to adopt Resolution #09-41 transferring budgeted funds from the General Fund to the Courthouse Fund in the amount of \$15,000.00; roll call: yeas, Bulgrin, Bergen, Neujahr, Bredenkamp and Brown; nays, none; motion carried.

**RESOLUTION #09-41**

WHEREAS, the York County Board of Commissioners met at their regular meeting on the 2nd day of June 2009, and discussed the fact that in the proposed budget for 08-09, the County Building Fund would be funded by way of interfund transfers from the Miscellaneous General Fund; and

WHEREAS, at this time it is necessary to transfer proposed budgeted funds in order to meet obligations of the Courthouse Building Fund in the amount of \$15,000.00;

NOW, THEREFORE, BE IT RESOLVED, that the York County Treasurer shall transfer the sum of \$15,000.00 budgeted dollars from the Miscellaneous General Fund to the County Building Fund for the budget year of 2008-2009.

Dated this 2nd day of June, 2009.

The Board addressed the recent Resignation/Retirement of Sharon Cuda, Clerk of the District Court. In her resignation letter, she recommended that the Board appoint Sharilyn Ramsey, the current Deputy to the position.

Moved by Bredenkamp, seconded by Neujahr to adopt Resolution #09-42 appointing Sharilyn Ramsey as Clerk of the District Court effective June 8, 2009; roll call: yeas, Bredenkamp, Neujahr, Bergen, Bulgrin and Brown; nays, none; motion carried.

**RESOLUTION #09-42**

WHEREAS, Sharon Cuda, Clerk of the District Court, has submitted a letter of resignation effective June 5, 2009; and

WHEREAS Nebraska Law requires the County Board to appoint a successor District Court Clerk to complete the balance of the term of the current District Court Clerk; and

WHEREAS, Sharilyn Ramsey, Deputy Clerk of the District Court is a qualified candidate to serve as York County Clerk of the District Court and meets all the requirements to assume the Office of York County Clerk of the District Court;

NOW, THEREFORE, BE IT RESOLVED, that Sharilyn Ramsey is hereby appointed to serve as the York County Clerk of the District Court for the remainder of the term of the current Clerk of the District Court, Sharon Cuda, and further that this appointment shall be effective on June 8, 2009.

Dated this 2<sup>nd</sup> day of June, 2009.

The County Clerk asked for permission to obtain a laminating machine for courthouse use. This machine will be used for numerous tasks within her office and would be available for other offices.

Moved by Bergen seconded by Bredenkamp to approve the purchase of the laminating machine for courthouse use to be paid for out of the General Fund; roll call: yeas, Bergen, Bredenkamp, Bulgrin, Neujahr and Brown; nays, none; motion carried.

A request was received from the County Treasurer to approve pledged securities with Cornerstone Bank.

Moved by Bulgrin, seconded by Neujahr to adopt Resolution #09-43 approving pledged securities with Cornerstone Bank CUSIP# 3133XSVZ8 for \$200,000.00 and CUSIP# 3133XT2K1 for \$2,000,000.00; roll call: yeas, Bulgrin, Neujahr, Bergen, Bredenkamp and Brown; nays, none; motion carried.

**RESOLUTION #09-43**

WHEREAS, Cornerstone Bank, N.A. was heretofore designated as a depository for county funds and to secure the same from time to time, has heretofore deposited securities with U.S. Bank, N.A.

BE IT THEREFORE RESOLVED, that the deposit of securities heretofore made to secure the County deposits with said Cornerstone Bank, N.A., be and the same are hereby approved and that the Depository Receipts herewith filed with the County Clerk covering the following described securities be approved:

Security Description: Federal Home Loan Bank 2-12-19 Bonds  
Maturity Date: February 12, 2019  
CUSIP: #3133XSVZ8  
Rate: 4.125000  
Pledged amount: \$200,000.00

Security Description: Federal Home Loan Bank 2-25-2016 bonds  
Maturity Date: February 25, 2016  
CUSIP: #3133XT2K1  
Rate: 4.2000000  
Pledged amount: \$2,000,000.00

DATED this 2nd day of June, 2009.

At the May 19, 2009 board meeting, health insurance benefits were discussed. The contract with Blue Cross Blue Shield is renewed each year in June for coverage in the upcoming fiscal year. In the contract, the minimum number of hours worked for entitlement purposes must be listed along with the elimination period for new employees before coverage begins. At this time for entitlement purposes, the handbook states that the minimum number of hours worked per week is 25 hours, and the elimination period is 60 days. Due to the sizeable increase (approximately 18.5%) in premium costs, the chairman requested that the handbook committee review the policy and come back to the Board with a recommendation.

Commissioner Bulgrin advised that the Committee's recommendation was 37.5 hours, however, following the meeting, department heads and elected officials were e-mailed regarding this change and it was found that 6-7 employees who would be adversely affected by this change. Bulgrin and Neujahr, who is also on the handbook committee, are now recommending that the minimum number be changed to 30-32 hours.

Moved by Bulgrin, seconded by Neujahr to set the number of hours for full time benefits to 30 hours; roll call: yeas, Bulgrin, Neujahr, Bredenkamp, Bergen and Brown; nays, none; motion carried.

Moved by Bulgrin, seconded by Neujahr to revoke the original motion; roll call: yeas, Bulgrin, Neujahr, Bergen, Bredenkamp and Brown; nays, none; motion carried.

Moved by Bulgrin, seconded by Neujahr to adopt Resolution #09-44 to set the number of hours for fulltime benefits at 30 hours; roll call: yeas, Bulgrin, Neujahr, Bergen, Bredenkamp and Brown; nays, none; motion carried.

#### **RESOLUTION #09-44**

WHEREAS, policy for York County employees is set out in the York County Handbook; and

WHEREAS, currently a full time employee is described as one who works a minimum number of 25 hours per week; and

WHEREAS, the County provides benefits for full time employees including health insurance, sick and vacation pay; and

WHEREAS, the increased costs for these benefits have become substantial;

NOW, THEREFORE, BE IT RESOLVED that as of July 1, 2009, the classification of a full time employee be changed from a minimum of 25 hours worked per week to a minimum of 30 hours worked per week, and that benefits of health insurance, sick leave and vacation leave be covered under said schedule.

Dated this 2<sup>nd</sup> day of June, 2009

Moved by Neujahr, seconded by Bulgrin to adopt Resolution #09-45 to set the waiting period for new and rehired employees at 30 days excluding seasonal rehired workers; roll call: yeas, Neujahr, Bulgrin, Bergen, Bredenkamp and Brown; nays, none; motion carried.

#### **RESOLUTION #09-45**

WHEREAS, policy for York County employees is set out in the York County Handbook; and

WHEREAS, currently the waiting period for coverage under the health insurance plan is set at 60 days for new/rehired employees; and

WHEREAS, rehired Seasonal Employees within the Road Department are covered as of the first day of the month following reemployment; and

WHEREAS, the Board finds that the elimination period of 60 days for newly hired employees may be a hardship;

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners hereby amend the policy of elimination period for health insurance benefits from 60 days to 30 days beginning July 1, 2009.

Dated this 2<sup>nd</sup> day of June, 2009

Moved by Bulgrin, seconded by Neujahr to approve the Blue Cross Blue Shield contract at 30 hours for benefits and 30 days for waiting period; roll call: yeas, Bulgrin, Neujahr, Bredenkamp, Bergen and Brown; nays, none; motion carried.

A representative from Murphy Tractor spoke with the Board regarding the state bid they had available whereby the county could piggyback off of the State for purchase of motor graders. This bid is only good until June 27, 2009.

Highway Superintendent Robb recommended that the Board purchase 2 motor graders.

Moved by Neujahr, seconded by Bergen to go with the recommendation of the Highway Superintendent to purchase 2 motor graders, one out of this year's budget and one out of next year's budget; roll call: yeas, Neujahr, Bergen, Bulgrin, Bredenkamp and Brown; nays, none; motion carried.

The Highway Superintendent requested that he be appointed as purchasing agent for an upcoming equipment sale. He is looking at possibly purchasing a chipper, bucket truck and possible other equipment.

Moved by Bulgrin, seconded by Bergen to appoint Don Robb in his capacity as the Highway Superintendent to be the

purchasing agent for purposes of obtaining road equipment; roll call: yeas, Bulgrin, Bergen, Neujahr, Bredenkamp and Brown; nays, none; motion carried.

Bids were opened at 11:00 a.m. as advertised for asphaltic concrete overlay projects. The following bids were received: (included with each bid was a 5% bid bond)

Pavers Inc. Lincoln, NE  
Site 1 \$366,467.49  
Site 2 \$254,851.65  
Site 3 \$168,617.60

TOTAL \$789,936.74 Start date: June 15, 2009 Completion August 14, 2009

Constructors Inc., Lincoln, NE  
Site 1 \$249,789.98  
Site 2 \$186,415.00  
Site 3 \$128,113.50

TOTAL \$564,318.48 Start date: June 15, 2009 Completion August 14, 2009

Werner Construction, Hastings, NE  
Site 1 \$265,522.45  
Site 2 \$178,330.90  
Site 3 \$124,373.00

TOTAL \$568,226.35 Start date: June 15, 2009 Completion (site 1 -15 calendar days; site 2 – 10 calendar days; site 3 – 10 calendar days)

July/August begin date\*\*  
Site 1 \$256,690.45  
Site 2 \$174,189.40  
Site 3 \$121,568.00

TOTAL \$552,447.85

June Pederson, Denise Boyd and Lori Byers met with the Board regarding the Lincoln Area Agency on Aging. They gave an annual update of the program and the budget request FY09-10 in the amount of \$19,060.00. The Board will take this into consideration when drafting the budget.

Moved by Neujahr, seconded by Bergen to take the recommendation of the Highway Superintendent and accept the bid from Constructors Inc. in the amount of \$564318.48 and appoint the Chairman to sign the documents; roll call: yeas, Neujahr, Bergen, Bredenkamp, Bulgrin and Brown; nays, none; motion carried.

Committee reports were given.

The Chairman declared the meeting adjourned at 12:27 p.m. The next regular meeting will be June 16, 2009 at 8:30 a.m. with Elected Officials/Department Heads; 9:20 a.m. with the General Assistance Administrator and 9:35 a.m. in the County Commissioners Room, lower level of the Courthouse for the regularly scheduled meeting.

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Augustus M. Brown, Jr., Chairman  
York County Commissioners

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Cynthia D. Heine, County Clerk  
York, Nebraska